

Single Bench

①

③

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION NO. 4957/2004

PETITIONER:

Smt. Vandana Tiwari, W/o Shri,  
S.N. Tiwari Aged about 41 Yrs.  
R/o Village, Mahuapara,  
Post, Sonhat, Distt. Korea. (C.G.)

-VERSUS-

RESPONDENTS

P.R. No.

Presented by

dated

4968/04  
D. Tiwari

20.12.04

(1) State of Chhattisgarh  
Through Secretary, Panchayat &  
education, department  
D.K.S. Bhawan Raipur. (C.G.)

(2) Collector, District Korea,  
Baikunthpur. (C.G.)

(3) Chief Executive Officer  
Janpad Panchayat Sonhat  
Distt. Korea. (C.G.)

(4) Deputy Director, Education  
Baikunthpur. Distt. Korea.

(5) Assistant Block Development  
Education Officer, Sonhat  
Distt. Korea, Baikunthpur.

WRIT UNDER ARTICLE 226/227 OF THE  
CONSTITUTION OF INDIA FOR ISSUANCE OF A  
SUITABLE WRIT, ORDERS OR DIRECTION.



उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

26

मामला क्रमांक W.P. 4957 सन् 2004

आदेश पत्रक (पूर्वानुबन्ध)

| आदेश का दिनांक<br>तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार<br>के अंतिम आदेश |
|------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|
|                                    | <p><b>19.01.2005:</b></p> <p>Shri P.Tiwari, learned counsel for the petitioner.<br/>Shri Bhaskar Pyasi, learned P.L. for the State/respondents.</p> <p>Heard learned counsel for the respective parties.</p> <p>Learned counsel for the petitioner submits that the petitioner is presently working in Girls Primary School, Ghughara since 17.11.1998 and earlier the petitioner was transferred to Primary School Bodar vide order of Annexure P/3 which was subsequently amended vide order of Annexure P/4 dated 30.09.1999 and the petitioner was permanently posted in the Girls Primary School, Ghughara. However, respondent No. 3 without considering the order of Annexure P/4 has withdrawn the order of attachment by virtue of which the services of the petitioner was attached by the <sup>Addition</sup> Divisional District Education Inspector with the Girls Primary School, Ghughara.</p> <p>Learned counsel further submits that the order dated 17.11.1998 is of no consequence as the order of Annexure P/4 has been passed whereby the petitioner has been permanently posted at Ghughara and the order of Annexure P/1 has been erroneously passed overlooking the order of Annexure P/4. However, the order-dated 17.11.1998 has not been filed by the petitioner by virtue of which she joined at her present place of posting.</p> <p>Also heard learned counsel for the petitioner on M.W.P.No.5212/2004.</p> |                                                          |

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

27

W.P. 4957  
मामला क्रमांक ..... सन् 2009

आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक<br>तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार<br>के अंतिम आदेश |
|------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|
|                                    | <p>Learned counsel for the petitioner submits that the ends of justice would be served if the petitioner is allowed to make a representation raising her grievances as raised in this petition before the Collector, Koriya within 15 days which should be decided by respondent No. 2.</p> <p>The prayer of the petitioner is allowed and the petition is accordingly disposed of with liberty to the petitioner to make a detailed representation before respondent No. 2 within 15 days and on such representation being made, respondent No.2 shall decide the same within a period two months from the receipt of such representation. In the meanwhile, the petitioner shall not be relieved from her present place of posting if she has not already been relieved.</p> <p>Parties are entitled for certified copy of the order.</p> | <p>Sd/-<br/>DHIRENDRA MISHRA<br/>Judge</p>               |

GRPRJ—FS/350—12/2000—50,000.

24/1/05